

City of Franklin, WI  
Tuesday, May 1, 2012

**§ 183-75. Firearms; hunting.**

A. Discharge of firearms.

- (1) No person shall fire or discharge any rifle, revolver, pistol, cannon, gun or firearm of any description within the City, except as otherwise provided herein.
- (2) Notwithstanding anything to the contrary set forth within this section or within this Municipal Code, shotgun hunting and bow hunting is permitted upon lands within the Big Muskego Lake Wildlife Area which are owned and managed by the Wisconsin Department of Natural Resources and which were acquired by the Department under the Knowles-Nelson Stewardship Program, and which lands are west of South 116th Street and more particularly described under Section 3 of Ordinance No. 2010-2016. *Editor's Note: Section 3 of Ord. No. 2010-2016 refers to annexed Exhibit A, which more particularly describes the lands to which § 183-75A(2) pertains; a complete copy of the ordinance and exhibit are on file in the City offices.* The regulations pertaining to such shotgun hunting and bow hunting upon such lands shall be those as are set forth in the Wisconsin Statutes and the Wisconsin Administrative Code, as amended from time to time, respectively.

**[Added 8-17-2010 by Ord. No. 2010-2016]**

B. Use of shotguns.

- (1) The owner of any land within the City, together with any person invited by such owner, may on a date designated by the Council for the purpose of hunting foxes participate in an organized fox hunt and may fire any shotgun without magnum loads or slugs on the land belonging to such owner, provided that the land is not within the limits of a recorded plat, and no such shooting shall take place within 1,000 feet of any building, public street, road or highway. If the owner of any land should open his or her land for a fox hunt, such owner shall first notify the Police Department that he or she is opening his or her land for the fox hunt and shall give the location thereof.
- (2) The owner of any land 40 acres or more, who raises crops as his or her substantial livelihood, such as corn, grain, soy beans and produce, may use and discharge a shotgun to destroy birds and animals that destroy or damage his or her crops, provided that he or she obtains a permit from the Chief of Police to do so and agrees to all terms and conditions on such permit. A copy of such permit is on file in the office of the City Clerk and shall remain in effect until revised by a resolution of the Council.

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**§ 183-76. Arrows and other projectiles.**

**[Amended 12-5-2000 by Ord. No. 2000-1625]**

- A. Prohibited. No person shall throw, shoot or discharge any bullet, pellet, B-B, marble, arrow, stone or other missile or projectile by hand or by any other means, for hunting purposes, at, in or into any building or within 500 feet from any building or upon or within 500 feet from any boundary of real property upon which there exists a street, sidewalk, alley, highway, park or playground, or any real property used by or owned by the public or within 1,700 feet of any hospital, sanatorium or the grounds of any school. The terms "hunt" or "hunting" as used in this section shall have the meanings as set forth under § 29.01(8), Wis. Stats., *Editor's Note: Section 29.01, Wis. Stats., was renumbered in part and repealed in part by 1997 Act 248. See now § 29-001(42), Wis. Stats.* as amended from time to time. No person may shoot a bow and arrow for target shooting purposes, except as allowed by Subsection B below. An owner of lands together with the invitees of such owner may shoot a bow and arrow upon the lands belonging to such owner for the purpose of pest control without regard to the above five-hundred-foot distance prohibition being applied to any building on the owner's lands, provided that the owner's and any invitees' permit(s) issued under Subsection C include a statement of the type of animal to be destroyed and the specific injury or damage to persons or property to be stopped or prevented by such authorization, which may be approved and shall be signed by the Chief of Police or designee upon that officer's determination that the owner has shown satisfactory proof that such authorization is necessary to prevent such injury or damage and which authorization shall be only for the type of animal specified on the permit(s).
- B. Bow and arrow hunting and target shooting. The owner of any lands within the City, together with the invitees of such owner, may shoot a bow and arrow upon the lands belonging to such owner for the purposes of hunting or target shooting, except as may be prohibited under Subsection A and subject to Subsections C through H below.
- C. Bow and arrow permits.
- (1) No person shall shoot a bow and arrow within the City without having first obtained a permit therefor.
  - (2) A permit to shoot a bow and arrow may be issued by the Chief of Police or his or her agent upon the following qualifications:
    - (a) No permit shall be issued to any person under the age of 12 years.
    - (b) The application for such permit by a person between the ages of 12 and 16 years shall be signed by the parent or guardian of the person applying.
- D. Regulations pertaining to permits. The following regulations are imposed upon bow and arrow shooting permits:
- (1) No person shall shoot upon any lands, except as an owner or an invitee of the owner, and if an invitee, with a written permission on the person of the invitee specifying the

name of the invitee and the permission to shoot or hunt granted, signed and dated by the owner.

- (2) No person shall hunt without having in his or her possession a valid permit and hunting license issued by the Wisconsin Department of Natural Resources or without displaying on his or her person such hunting license tags as may be required and in such manner as may be required by the Wisconsin Statutes or Administrative Code, while hunting.
- (3) No person between the ages of 12 and 16 shall hunt, unless accompanied by a parent or guardian.
- (4) No person shall have in his or her possession or control any poisoned arrow, arrow with explosive tips or any bow drawn, held or released by mechanical means, except that a person may possess and control such mechanical bow or a crossbow, provided that such person is concurrently in possession of a valid license or permit as required by the Wisconsin Department of Natural Resources for the possession and/or use of such bow drawn, held or released by mechanical means or crossbow.
- (5) No person shall transport a bow and arrow in any manner, unless such bow is unstrung or enclosed within a carrying case.
- (6) No person shall hunt with an arrow having a point with a diameter of greater than 1 7/8 inches.
- (7) No person shall hunt with a bow having less than 25 tested drawing weight at 26 inches of draw.
- (8) No person shall violate any provision of the Wisconsin Statutes or Administrative Code or Rule or Order of the Wisconsin Department of Natural Resources applicable to hunting, while hunting with a bow and arrow.
- (9) No person shall permit any other person to use his or her permit.
- (10) Permits shall be valid from August 31 of the year of issue and expire on August 31 of the year immediately subsequent to the year of issuance; except that any permit as it may be used for hunting shall only be valid during such times within the aforesaid license year that occur within the times and hours specified by the Wisconsin Department of Natural Resources for legal bow and arrow hunting.

E. Permit fees.

- (1) Residents of the City shall pay no fee for the issuance of a permit.
- (2) Nonresidents shall pay a fee of \$7 for the issuance of a permit.

F. Regulation of archery ranges.

- (1) License required. No premises shall be used or permitted to be used, leased or hired as an archery range to practice target shooting without being licensed therefor.
- (2) License fee. The license fee for archery ranges shall be \$25 per year, and the license

shall expire on July 1, after the granting thereof, unless sooner revoked.

(3) Licenses for corporation, etc. No corporation, firm, association or club shall be granted a license hereunder except to an agent thereof appointed by it who is, at the time of filing such application, an officer, manager or member thereof, a citizen of the United States and a resident of the state for at least two years prior to the date of such application.

(4) Licenses for individuals. No individual shall be granted a license hereunder unless he or she shall have been, at the time of filing of such application, a citizen of the United States and a resident of the state for at least two years prior to the date of such application.

G. Application for license. Application for a license for any premises required to be licensed hereunder shall be made, in writing, and accompanied by the license fee. Such application shall contain the following information:

(1) Name of applicant; state whether a firm, association, corporation, club or individual.

(2) Address of applicant.

(3) If applicant is an individual, state age.

(4) If applicant is not an individual, state names and addresses of all officers and members of applicant.

(5) Location and description of premises sought to be licensed.

(6) Statement as to whether such premises are owned or leased by applicant.

(7) Qualification of applicant.

(8) Name of agent of applicant to whom license shall be issued.

(9) Furnish proof of appointment of agent.

(10) Qualification of agent.

H. Regulations for shooting premises.

(1) All targets should be regulation forty-eight-inch target faces. The center of the bull's-eye shall be 48 inches above the ground.

(2) The range shall be at least 50 yards longer than the longest distance to be shot.

(3) The targets shall be 10 yards apart from center of bull's-eye to center of bull's-eye.

(4) No range shall be conducted nearer than 500 feet to a public highway, public building or private residence.

I. Rocket or missile launching. No rocket or missile shall be launched from public or private property unless a permit has been issued by the City Clerk, after the applicant has met the

following conditions:

- (1) Launch site shall not be less than 600 feet by 600 feet.
  - (2) Written approval for use of land shall be on file.
  - (3) Liability insurance in the amount of \$1,000,000 shall be on file, holding harmless the City or landowner from liability.
  - (4) The applicant shall comply with the National Association of Rocketry - Hobby Industry Association of America Model Rocket Safety Code.
  - (5) No rocket or missile shall be launched within 500 feet of a structure or building.
- J. See § 183-75A of this Code for exceptions to this section which allow for shotgun hunting and bow hunting upon lands owned and managed by the Wisconsin Department of Natural Resources within the Big Muskego Lake Wildlife Area.

**[Added 8-17-2010 by Ord. No. 2010-2016]**



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**§ 183-17. Crimes against animals.**

A. Whoever does any of the following may be penalized under Chapter 1, General Provision, § 1-19:

- (1) Intentionally tortures any animal, or without justification kills any domestic animal of another without the owner's consent.
- (2) Abandons or fails without reasonable excuse to provide necessary food, care or shelter for any animal in his or her custody.
- (3) Intentionally poisons any domestic animal of another without the owner's consent or places poison in any place with the intent that it be taken by a domestic animal of another.
- (4) Intentionally transports or confines any animal in a cruel manner.
- (5) Intentionally participates in the earnings of any place for baiting or fighting animals or intentionally maintains or allows any place to be used for such purposes.

B. As used in this section, "torture" does not include bona fide experiments carried on for scientific research or normal and accepted veterinary practices.